

AMENDED

N<sup>o</sup> 35807  
ASSIGNED

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office AUG 23 1978

Returned to applicant for correction OCT 11 1978

Corrected application filed OCT 27 1978

Map filed SEP 29 1978 under 35807

The applicant Jerry D. or Margarethe L. Miller

P.O. Box 144, of Carson City,  
Street and No. or P.O. Box No. City or Town

Nev. 89701, hereby make application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.

2. The amount of water applied for is 10 c.f.s. second-foot  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet                      acre-feet

3. The water to be used for irrigation and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 80 acres

(b) Stockwater (state number and kinds of animals to be watered)                     

(c) Other use (describe fully under "No. 12. Remarks")                     

(d) Power:

(1) Horsepower developed                     

(2) Point of return of water to stream                     

5. The water is to be diverted from its source at the following point: SE SW<sup>1</sup>/<sub>4</sub> Sect. 26 T17N

R28E or at a point from which the SE Corner of Sect. 35 bears S  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If unsurveyed land,  
24° 00' 05" E a distance of 5998 ft. T17N R28E  
it should be stated.

6. Place of use S<sup>1</sup>/<sub>2</sub> SE<sup>1</sup>/<sub>4</sub>, Sec. 26, T.17N., R.28E., M.D.B. & M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.  
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) pipes, ditches and conduit

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$7500.00
10. Estimated time required to construct works 12 months
11. Estimated time required to complete the application to beneficial use 24 months
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant \_\_\_\_\_  
Changes made in the presence of  
myself 10/27/78 (illegible) By s/Margarethe L. Miller \_\_\_\_\_  
Compared jm/bl \_\_\_\_\_ jm/bl \_\_\_\_\_

APPROVAL \_\_\_\_\_ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A substantial weir or other type of measuring device must be installed and measurements of water use kept. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

No perforations are to be placed in the top 100 feet of well casing.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.7 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before August 12, 1979

Proof of commencement of work shall be filed before September 12, 1979

Work must be prosecuted with reasonable diligence and be completed on or before August 12, 1980

Proof of completion of work shall be filed before September 12, 1980

Application of water to beneficial use shall be made on or before August 12, 1983

Proof of the application of water to beneficial use shall be filed on or before September 12, 1983

Map in support of proof of beneficial use shall be filed on or before September 12, 1983

Commencement of work filed \_\_\_\_\_ IN TESTIMONY WHEREOF, I WILLIAM J. NEWMAN  
Completion of work filed \_\_\_\_\_ State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed \_\_\_\_\_ my office, this 12th day of FEBRUARY  
Cultural map filed \_\_\_\_\_  
Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_ A.D. 19 79  
Recorded \_\_\_\_\_ Bk \_\_\_\_\_ Page \_\_\_\_\_

CANCELLED

County Recorder

JAN

6 1981

OF FAILURE

State Engineer

William J. Newman